

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

UNITED STATES OF AMERICA

v.

MICHAEL MCFARLAND

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Criminal No. 3:09-cr-00078  
Judge Trauger

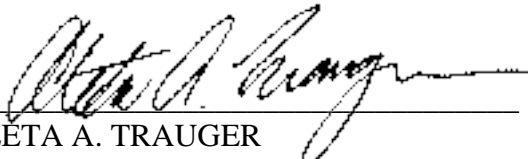
**ORDER**

The defendant's Motion to Correct or Reduce Sentence pursuant to 18 U.S.C. § 3582(c) (Docket No. 116) is DENIED. The defendant was sentenced pursuant to a binding plea agreement, wherein he agreed to be sentenced as a career offender, notwithstanding the guideline calculation. As such, the defendant's sentence was not based upon a sentencing range that has subsequently been lowered, and he is entitled to no sentencing relief under the "minus 2 drug amendment".

The Clerk shall send a copy of this Order to the defendant where he is presently housed.

It is so **ORDERED**.

Enter this 9<sup>th</sup> day of May 2016.

  
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ALETA A. TRAUGER  
United States District Judge